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SENATE BILL 966

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Pete Campos

AN ACT

RELATING TO HEALTH; REQUIRING MEDICAID REIMBURSEMENT FOR
SERVICES PROVIDED BY A LICENSED DOCTOR OF ORIENTAL MEDICINE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 27-2-12 NMSA 1978 (being Laws 1973,
Chapter 376, Section 16, as amended) is amended to read:

"27-2-12. MEDICAL ASSISTANCE PROGRAMS.--

A. Consistent with the federal act and subject to
the appropriation and availability of federal and state funds,
the medical assistance division of the department [~~may~~] shall
by rule provide medical assistance, including the services of
licensed doctors of oriental medicine, licensed chiropractic
physicians and licensed dental hygienists in collaborating
practice, to persons eligible for public assistance programs
under the federal act.

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1 B. Subject to appropriation and availability of
2 federal, state or other funds received by the state from public
3 or private grants or donations, the medical assistance division
4 of the department may by rule provide medical assistance,
5 including assistance in the payment of premiums for medical or
6 long-term care insurance, to children up to the age of twelve
7 if not part of a sibling group; children up to the age of
8 eighteen if part of a sibling group that includes a child up to
9 the age of twelve; and pregnant women who are residents of the
10 state of New Mexico and who are ineligible for public
11 assistance under the federal act. The department, in
12 implementing the provisions of this subsection, shall:

13 (1) establish rules that encourage pregnant
14 women to participate in prenatal care; and

15 (2) not provide a benefit package that exceeds
16 the benefit package provided to state employees."

17 Section 2. Section 27-2-12.3 NMSA 1978 (being Laws 1987,
18 Chapter 269, Section 1, as amended) is amended to read:

19 "27-2-12.3. MEDICAID REIMBURSEMENT--EQUAL PAY FOR EQUAL
20 PHYSICIANS', DENTISTS', OPTOMETRISTS', PODIATRISTS', LICENSED
21 DOCTORS' OF ORIENTAL MEDICINE AND PSYCHOLOGISTS' SERVICES.--The
22 [~~human services~~] department shall establish a rate for the
23 reimbursement of physicians, dentists, optometrists,
24 podiatrists, licensed doctors of oriental medicine and
25 psychologists for services rendered to medicaid patients that

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1 provides equal reimbursement for the same or similar services
2 rendered without respect to the date on which such physician,
3 dentist, optometrist, podiatrist, licensed doctor of oriental
4 medicine or psychologist entered into practice in New Mexico,
5 the date on which the physician, dentist, optometrist,
6 podiatrist, licensed doctor of oriental medicine or
7 psychologist entered into an agreement or contract to provide
8 such services or the location in which such services are to be
9 provided in the state; provided, however, that the requirements
10 of this section shall not apply when the [~~human services~~]
11 department contracts with entities pursuant to Section
12 27-2-12.6 NMSA 1978 to negotiate a rate for the reimbursement
13 for services rendered to medicaid patients in the medicaid
14 managed care system."

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